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PTO/SB/21 (09-04)

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**TRANSMITTAL
FORM**

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Total Number of Pages in This Submission

3

Application Number

10/605,811

Filing Date

October 29, 2003

First Named Inventor

Hiroyuki Hayashi

Art Unit

2652

Examiner Name

Robert S. Tupper

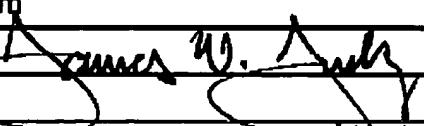
Attorney Docket Number

18.014

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
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<input type="checkbox"/> <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Remarks	

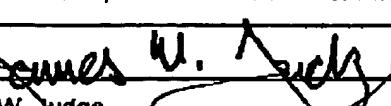
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Judge Patent Firm		
Signature			
Printed name	James W. Judge		
Date	March 14, 2005	Reg. No.	42,701

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature



Typed or printed name

James W. Judge

Date March 14, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

App. No.	:	10/605,811	Confirmation No. 2810
Applicant	:	Hiroyuki Hayashi, et al.	
Filed	:	October 29, 2003	
Tech. Cntr./Art Unit	:	2652	
Examiner	:	Robert S. Tupper	
Docket No.	:	18.014	
Customer No.	:	29453	

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REPLY Under 37 C.F.R. § 1.111

Sir:

In response to the Office action of February 14, 2005, Applicant hereby provisionally elects "Invention 1." (This response is without traverse.)

Section 2. of the Office action states that "Invention 1" could be used to make a materially different product from the subject matter of "Invention III," to which claims 14-16 are directed. Applicants acquiesce in this assertion; but for the record it is respectfully pointed out that claims 14-16 depend from the certain of the claims directed to "Invention 1," i.e., claims 1 and 2. Accordingly, should claims 1 and 2 be held allowable, it is believed that claims 14-16 should then be rejoined to be held allowable as depending from allowable base claims.

It is understood that if a search of the prior art suggests that claims 1 and 2 in their current form are not allowable, the Office is not obligated to search the prior to determine whether this application could instead be allowed on the basis of the claimed combinations in any of claims 14-16 as depending from claims 1 or 2. On the other hand, Applicants anyhow would not wish to pursue rights solely in claims of scope narrowed to the claimed combinations recited in claims 14-16.

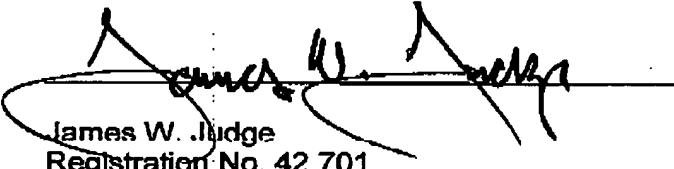
App. No. 10/605,811
Reply to Office action of February 14, 2005

Applicant's undersigned representative appreciates that a telephone call to him to request an oral response to the present Restriction Requirement was attempted without resulting in a response. The telephone number originally of record for Applicant's representative has been changed, and the new number appears underneath the signature line below.

Favorable action by the Examiner at an early date is solicited.

Respectfully submitted,

March 14, 2005


James W. Judge
Registration No. 42,701

JUDGE PATENT FIRM
Rivière Shukugawa 3rd Fl.
3-1 Wakamatsu-cho
Nishinomiya-shi, Hyogo 662-0035
JAPAN
Telephone: 305-938-7119
Voicemail/Fax: 703-997-4565